

90<sup>th</sup> Legislative Session – 2015

Committee: Senate Judiciary

Tuesday, February 17, 2015

P - Present  
E - Excused  
A - Absent

Roll Call

P Bradford  
E Heinert  
P Monroe  
P Rusch  
P Vehle  
P Novstrup (David), Vice-Chair  
P Tieszen, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Craig Tieszen, Chair.

MOTION: TO APPROVE THE MINUTES OF THURSDAY, FEBRUARY 12, 2015

Moved by: Vehle  
Second by: Rusch  
Action: Prevailed by voice vote.

SB 186: revise the execution of a warrant.

Presented by: Senator Arthur Rusch  
Proponents: Paul Bachand, South Dakota State's Attorneys Association  
Staci Ackerman, South Dakota Sheriffs Association

MOTION: AMEND SB 186

186sa

On the printed bill, delete everything after the enacting clause and insert:

" Section 1. That § 23-24-16 be amended to read as follows:

23-24-16. The arrest of a person may be lawfully made also by any peace officer or a private person, without a warrant upon reasonable information that the accused stands charged in the courts of a state with a crime punishable by death or ~~imprisonment~~ incarceration for a term ~~exceeding~~ one year or greater, but when so arrested the accused must be taken before a judge or magistrate with all practicable speed and complaint must be made against ~~him~~ the accused under oath setting forth the ground for the arrest as in § 23-24-15; and thereafter ~~his~~ the accused's answer shall be heard as if ~~he~~ the accused had been arrested on a warrant."

Moved by: Rusch  
Second by: Vehle  
Action: Prevailed by voice vote.

MOTION: DO PASS SB 186 AS AMENDED

Moved by: Monroe  
Second by: Novstrup (David)  
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Monroe, Rusch, Vehle, Novstrup (David), Tieszen

Excused: Heinert

MOTION: AMEND TITLE OF SB 186

186sta

On page 1, line 1, of the printed bill, after "revise" insert "the procedure for".

Moved by: Vehle  
Second by: Novstrup (David)  
Action: Prevailed by voice vote.

HB 1076: permit the submission of a title insurance policy in lieu of an abstract in certain instances.

Presented by: Senator Arthur Rusch

MOTION: DO PASS HB 1076

Moved by: Novstrup (David)  
Second by: Monroe  
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Monroe, Rusch, Vehle, Novstrup (David), Tieszen

Excused: Heinert

MOTION: PLACE HB 1076 ON CONSENT CALENDAR

Moved by: Novstrup (David)  
Second by: Monroe  
Action: Prevailed by voice vote.

HB 1099: revise certain provisions related to transferable interests in limited liability partnerships.

Presented by: Senator Arthur Rusch  
Proponents: Tom Barnett, State Bar of South Dakota

MOTION: DO PASS HB 1099

Moved by: Novstrup (David)  
Second by: Monroe  
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Monroe, Rusch, Vehle, Novstrup (David), Tieszen

Excused: Heinert

MOTION: PLACE HB 1099 ON CONSENT CALENDAR

Moved by: Vehle  
Second by: Novstrup (David)  
Action: Prevailed by voice vote.

HB 1119: revise certain adoption proceedings regarding the adult adoption of biological children.

Presented by: Senator Arthur Rusch  
Proponents: Dale Bartscher, Family Heritage Alliance Action

MOTION: DO PASS HB 1119

Moved by: Monroe  
Second by: Vehle  
Action: Prevailed by roll call vote. (6-0-1-0)

Voting Yes: Bradford, Monroe, Rusch, Vehle, Novstrup (David), Tieszen

Excused: Heinert

MOTION: PLACE HB 1119 ON CONSENT CALENDAR

Moved by: Vehle  
Second by: Monroe  
Action: Prevailed by voice vote.

MOTION: ADJOURN

Moved by: Vehle  
Second by: Rusch  
Action: Prevailed by voice vote.

Rena Ortbahn  
Committee Secretary

---

Craig Tieszen, Chair